

02-1238 NIXON v. MISSOURI MUNICIPAL LEAGUE

Ruling below: CA 8, 299 F.3d 949.

QUESTION PRESENTED

In enacting 47 U.S.C. § 253(a), which bars the states from prohibiting "any entity" from providing intrastate or interstate telecommunications services, did Congress clearly and manifestly deprive the states of the ability to bar their own political subsidiaries from entering the telecommunications business?

02-1386 FCC v. MISSOURI MUNICIPAL LEAGUE

QUESTION PRESENTED

Whether 47 U.S.C. 253(a), which provides that "[n]o State * * * regulation * * * may prohibit * * * the ability of any entity to provide any interstate or intra-state telecommunications service," preempts a state law prohibiting political subdivisions of the State from offering telecommunications service to the public.

02-1405 SOUTHWESTERN BELL TEL. v. MISSOURI MUNICIPAL LEAGUE

QUESTION PRESENTED

Whether 47 U.S.C. § 253(a) establishes with the clarity required by *Gregory v. Ashcroft*, 501 U.S. 452 (1991), that Congress intended to intrude on the States' authority to control their subordinate political subdivisions by preempting state laws that prevent those subdivisions from offering certain telecommunications services.

CERT. GRANTED: 6/23/03
Consolidate for one hour oral argument.